

OFFICIAL GAZETTE



GOVERNMENT OF GOA

NOTE: There is one Extraordinary issue and one Supplement to the Official Gazette Series I No. 16 dated 15-7-99 as follows:

- 1) Extraordinary dated 16-7-99 from pages 189 to 190 regarding Notifications from Department of Law and Judiciary (Legal Affairs Division) and Department of Personnel.
- 2) Supplement dated 20-7-99 from pages 191 to 224 regarding Notification from Goa Legislature Secretariat.

GOVERNMENT OF GOA

Department of Elections

Office of the Chief Electoral Officer

Notification

1-3-86/ELEC

The following Notification No. 7(21)/96-Leg II dated 9th August, 1996 issued by the Government of India, Ministry of Law and Justice (Legislative Department) New Delhi is hereby republished for general information.

R. P. Pal, Joint Chief Electoral Officer.

Panaji, 12th June, 1997.

Government of India

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi: the 9th August, 1996
18 Shravana, 1918 (Saka).

Notification

S.O. In exercise of the powers conferred by section 169 of the Representation of the People Act, 1951 (43 of 1951), the Central Government after consulting the Election Commission hereby makes the following rules further to amend the Conduct of Elections Rules, 1961, namely:—

1. (1) These rules may be called the Conduct of Elections (Second Amendment) Rules, 1996.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Conduct of Elections Rules, 1961—

a) for Form 1, the following Form shall be substituted, namely:—

"FORM 1

(See rule 3)

NOTICE OF ELECTION

Notice is hereby given that:—

(1) an election is to be held of a member to the House of the People/..... Legislative Assembly/..... Legislative Council in the Constituency;

or

(1) an election is to be held of a member(s) to the Council of States/..... Legislative Council/..... by the elected members of the Legislative Assembly.

(2) nomination papers may be delivered by a candidate or by any of his proposers to the Returning Officer or to Assistant Returning Officer, at between 11 a.m. and 3 p.m. on any day (other than public holiday) not later than the

(3) forms of nomination papers may be obtained at the place and time aforesaid:

(4) the nomination papers will be taken up for scrutiny at on at

(5) notice of withdrawal of candidature may be delivered either by a candidate or by any of his proposers or by his election agent who has been authorised in writing by the candidate to deliver it to either of the officers specified in paragraph (2) above at his office before 3 p.m. on the

(6) in the event of the election being contested, the poll will be taken on between the hours of and

Place

Date

Returning Officer"

b) for Forms 2A to 2C, the following Forms shall be substituted, namely:—

"FORM 2A

(See rule 4)

NOMINATION PAPER

Election to the House of the People

**STRIKE OFF PART I OR PART II BELOW
WHICHEVER IS NOT APPLICABLE**

PART I

(To be used by candidate set up by recognised political party)

I nominate as a candidate for election to the House of the People from the Parliamentary Constituency.

Candidate's name

Father's/mother's/husband's name

His postal address

His name is entered at S. No. in Part No. of the electoral roll for* (Assembly constituency comprised within) Parliamentary constituency.

My name is and it is entered at S. No. in Part No. of the electoral roll for*(Assembly constituency comprised within)

Parliamentary Constituency.

Date (Signature of proposer)

PART II

(To be used by candidate NOT set up by recognised political party)

We hereby nominate as candidate for election to House of the People from the Parliamentary Constituency.

Candidate's name

Father's/mother's/husband's name

His postal address

His name is entered at Sl. No. in part No. of the electoral roll for the* (assembly constituency comprised within) Parliamentary Constituency.

We declare that we are electors of the above parliamentary constituency and our names are entered in the electoral roll for that

Parliamentary Constituency as indicated below and we append our signatures below in token of subscribing to this nomination:—

Particulars of the proposers and their signatures.

Sl. No.	Electoral Roll No. of proposer	Full name	Signature	Date
@ Name of Part No. S. No. component of in that Assembly electoral part Constituency roll				

1	2	3	4	5	6	7
1.						
2.						
3.						
4.						
5.						
6.						
7.						
8.						
9.						
10.						

N. B. :- There should be ten electors of the constituency as proposers.

PART III

I, the candidate mentioned in Part I/Part II (strike out which is not applicable) assent to this nomination and hereby declare—

(a) that I have completed years of age:

[**STRIKE OUT b(I) OR b(II) BELOW WHICHEVER IS NOT APPLICABLE**]

(b) (i) that I am set up at this election by the party, which is recognised National Party/State Party in this State and that the symbol reserved for the above party be allotted to me.

or

(b) (ii) that I am set up at this election by the party, which is a registered-unrecognised political party/that I am contesting this election as an independent candidate. (Strike out which is not applicable) and that the symbols I have chosen in order of preference, are:—

(i) (ii) (iii)

(c) that my name and my father's/mother's/husband's name have been correctly spelt out above in (name of the language);

(d) that to the best of my knowledge and belief, I am qualified and not also disqualified for being chosen to fill the seat in the House of the People.

+ I further declare that I am a member of the **caste/tribe which is a scheduled ** caste/tribe of the State of in relation to (area) in that State.

I also declare that I have not been, and shall not be **
 ** nominated as a candidate at the present general election/the
 bye-elections being held simultaneously, to the House of the People
 from more than two Parliamentary Constituencies.

Date (Signature of Candidate)

* Score out the words "assembly constituency comprised within"
 in the case of Jammu and Kashmir, Andaman and Nicobar
 Islands, Chandigarh, Dadra and Nagar Haveli, Daman and Diu and
 Lakshadweep.

+ Score out this paragraph, if not applicable.

** Score out the words not applicable.

@ Not applicable in the case of Jammu and Kashmir, Andaman
 and Nicobar Islands, Chandigarh, Dadra and Nagar Haveli, Daman
 and Diu and Lakshadweep.

N. B.:— A "recognised political party" means a political party
 recognised by the Election Commission under the Election Symbols
 (reservation and Allotment) Order, 1968 in the State concerned.

PART IV

(To be filled by the Returning Officer)

Serial No. of nomination paper

This nomination was delivered to me at my office at
 (hour) on (date) by the *candidate/proposer.

Date Returning Officer

* Score out the word not applicable.

PART V

Decision of Returning Officer
 Accepting or Rejecting the Nomination
 Paper

I have examined this nomination paper in accordance with
 section 36 of the Representation of the People Act, 1951 and decide
 as follows:—

Date Returning Officer

(Perforation)

PART VI

Receipt for Nomination Paper and
 Notice of Scrutiny

(To be handed over to the person presenting the nomination
 paper)

Serial No. of nomination paper

The nomination paper of a candidate for election
 from the Parliamentary constituency

was delivered to me at my office at (hour) on
 (date) by the *candidate/proposer. All nomination papers will be
 taken up for scrutiny at (hour) on (date) at
 (place).

Date Returning Officer

* Score out the word not applicable.

FORM 2B

(See rule 4)

Nomination Paper

Election to the Legislative Assembly of (State)

STRIKE OFF PART I OR PART II BELOW WHICHEVER IS
 NOT APPLICABLE

PART I

(To be used by candidate set up by recognised political party)

I nominate as a candidate for election to the Legislative Assembly
 from the Assembly Constituency.

Candidate name

Father's/mother's/husband's name

His postal address

His name is entered at Sl. No. in part No.
 of the electoral roll for the
 assembly constituency. My name is
 and it is entered at S. No. in part No. of
 the electoral roll for the Assembly Constituency.

Date (Signature of the proposer)

PART II

We hereby nominate as candidate for election to the Legislative
 Assembly from the Assembly Constituency.

Candidate's name

Father's/mother's/husband's name

His postal address

His name is entered at Sl. No. in Part No.
 of the electoral roll for the Assembly Con-
 stituency.

We declare that we are electors of this Assembly Constituency
 and our names are entered in the electoral roll for this Assembly
 Constituency as indicated below and we append our signatures below
 in token of subscribing to this nomination:—

Particulars of the proposers and their signatures.

Sl. No.	Electoral Roll No. of proposer		Full name	Signature	Date
	Part No. of electoral roll Constituency	S. No. in that part			
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					

N. B. :- There should be ten electors of the constituency as proposers.

I, the candidate mentioned in Part I/Part II (Strike out which is not applicable) assent to this nomination and hereby declare—

(a) that I have completed years of age:

(STRIKE OUT b (I) OR b (II) BELOW, WHICHEVER IS NOT APPLICABLE)

(b) (i) that I am set up at this election by the party,

** **

which is recognised National Party/State Party in this State and that symbol reserved for the above party be allotted to me;

(b) (ii) that I am set up at this election by the party, which is a registered-unrecognised political party/that I am contesting this election as an independent candidate (Strike out which is not applicable) and that the symbols I have chosen, in order of preference, are:—

(i) (ii) (iii)

(c) that my name and my father's/mother's/husband's name have been correctly spelt out above in (name of the language);

(d) that to the best of my knowledge and belief, I am qualified and not also disqualified for being chosen to fill the seat in the Legislative Assembly of this State.

+ I further declare that I am a member of the
Caste/tribe which is a scheduled **caste/tribe of the State ofI also declare that I have not been, and shall not be,
**nominated as a candidate at the present general election/the bye-elections being held simultaneously, to the Legislative Assembly of (State) from more than two Assembly Constituencies.

Date (Signature of Candidate)

** Score out the words not applicable.

+ Score out this paragraph, if not applicable.

N. B. :- A "recognised political party" means a political party recognised by the Election Commission under the Election Symbols (reservation and Allotment) Order, 1968 in the State concerned.

PART IV

(To be filled by the Returning Officer)

Serial No. of nomination paper

This nomination was delivered to me at my office at
(hour) on (date) by the *candidate/proposer.

Date Returning Officer

*Score out the word not applicable.

PART V

Decision of Returning Officer
Accepting or Rejecting the Nomination
Paper

I have examined this nomination paper in accordance with section 36 of the Representation of the People Act, 1951 and decide as follows:—

Date Returning Officer

(Perforation)

PART VI

Receipt for Nomination Paper and
Notice of Scrutiny

(To be handed over to the person presenting the nomination paper)

Serial No. of nomination paper

The nomination paper of a candidate for election from the Assembly constituency was delivered to me at my office at (hour) on (date) by the *candidate/ proposer. All nomination papers will be taken up for scrutiny at (hour) on (date) at (place).

Date Returning Officer

(See rule 4)

"NOMINATION PAPER

Election to the Council of States

We hereby nominate as a candidate for election to the Council of States:

Candidate's name father's/mother's/ /husband's name)

His postal Address

(To be filled by the Returning Officer)

His name is entered at S. No. in Part No.
of the electoral roll for the Assembly/
/*Parliamentary Constituency.

We declare that we are elected members of the Legislative Assembly
of electoral college for and our
names are entered as indicated below in the list maintained under
section 152 and we append our signatures below in token of subscribing
to his nomination:

Particulars of the proposers and their signatures.

Sl. No.	S. No. as entered in the list maintained under sec. 152	Full name	Signature	Date
1	2	3	4	5
1.				
2.				
3.				
4.				
5.				
6.				
7.				
8.				
9.				
10. **				

* For Jammu and Kashmir only.

** There should be ten percent of the elected members of the Legislative
Assembly or ten per cent of the members of the electoral college
or ten members concerned, whichever is less, as proposers.

I, the above mentioned candidate, assent to this nomination and
hereby declare.

(a) that I have completed years of age;

(b) that I am set up at this election by the party;

(c) that my name and my (father's/mother's/husband's name)
have been correct spelt out above in (name
of the language); and

(d) that to the best of my knowledge and belief, I am qualified
and not also disqualified for being chosen to fill the seat in the
Council of States.

I also declare that I have not been, and shall not be, nominated
as a candidate at the present biennial election/bye-elections being
held simultaneously, to the Council of States for more than two
seats.

Date

Signature of the candidate

Serial No. of Nomination paper

This nomination was delivered to me at my office at
(hours) on (date) by the candidates/proposer
..... (Name)

Date

Returning Officer

Note: Wherever alternative is provided score out the word(s) not
applicable.

Decision of Returning Officer accepting or rejecting the Nomination
paper.

I have examined this nomination paper in accordance with section
36 of the Representation of the People Act, 1951, and decide as
follows:

Date

Returning Officer

Perforation

Receipt for nomination paper and No-
tice of Scrutiny

(To be handed over to the person presenting the nomination
paper)

Serial No. of nomination paper

The nomination paper of a candidate for election
to the Council of States by the elected members of the Legislative
Assembly of (State)/Members of the Electoral
College of (State) was delivered to me at
my office at (hour) on (date) by the candidate/
proposer (Name). All nomination papers
will be taken up for scrutiny at (hour) on
(date) at (place).

Date

Returning Officer

(c) for Form 2E, the following Form shall be substituted namely:-

"FORM 2E

(See rule 4)

NOMINATION PAPER

Election to the Legislative Council of
(State) from a Council constituency

We hereby nominate as candidate for election to the Legislative
Council of (State) from the constituency.

Candidate's name {father's/mother's/husband's
name)

His postal address

His name is entered at Sl. No. in Part No.
of the electoral roll for the
assembly constituency.

We declare that we are electors and our names sent and in the
electoral roll for (Council) Constituency as indicated
below and we append our signatures below in token of subscribing
to this nomination:—

Particulars of the proposers and their signatures.					
Sl. No.	Electoral Roll No. of proposer		Full name	Signature	Date
	Part No. of electoral roll	S. No. in that part			
1	2	3	4	5	6
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					

*There should be ten per cent of the electors of the constituency or ten such electors, whichever is less, as proposers.

I, the above mentioned candidate, assent to this nomination and hereby declare:

(a) that I have completed years of age;

(b) that I am set up at this election by the party;

(c) that my name and my '[father's/mother's/husband's name] has been correctly spelt out above in (name of the language);

(d) that to the best of my knowledge and belief I am qualified and not also disqualified for being chosen to fill the seat in the Legislative Council of (State) from Council Constituency.

I also declare that I have not been, and shall not be, nominated as a candidate at the present biennial election/bye-elections being

held simultaneously, to the Legislative Council of (State) from more than two Council Constituencies in the State.

Date (Signature of the candidate)

* Score out the words not applicable

(To be filled by the Returning Officer)

Serial No. of Nomination Paper

This nomination was delivered to me at my office at (hour) on (date) by the candidate/proposer (Name).

Date Returning Officer

Decision of Returning Officer accepting or rejecting the Nomination Paper.

I have examined this nomination paper in accordance with section 36 of the Representation of the People Act, 1951 and decide as follows:-

Date Returning Officer

Receipt for Nomination Paper and Notice Scrutiny

(To be handed over to the person presenting the nomination paper)

Serial No. of nomination paper

The nomination paper of a candidate for election to the Legislative Council of (State) from the Graduates' (Teachers/Local Authorities') Constituency was delivered to me at my office at (hour) on (date) by the candidate/proposer (Name). All nomination papers will be taken up for scrutiny at (hour) on (date) at (Place).

Date Returning Officer"

Note: Wherever alternative is provided score out the word(s) not applicable).

d) for Form 3A, the following Form shall be substituted, namely:—

"FORM 3A

(See rule 7)

NOTICE OF NOMINATIONS

Election to the *House of the People/Legislative Assembly from the Constituency.

Notice is hereby given that the following nominations in respect of the above election have been received up to 3 p.m. today:—

Serial number of nomination paper	Name of candidate	Name of father/mother/husband	Age of candidate	Address	Party affiliation	Particulars of castes, or tribes for candidates belonging to Scheduled Castes or Scheduled Tribes	Electoral roll number of candidate	Names of proposers	Electoral roll numbers of proposers
1	2	3	4	5	6	7	8	9	10

Place

Date

Returning Officer"

* Strike off the inappropriate alternative

(c) for Form 4, the following Form shall be substituted, namely:—

"FORM 4

(See rule 8)

List of validly Nominated Candidates

Election to the*

S. Name of candidate No.	Name of ** Father/ * /mother/husband	Address @ of candidate	Party affilia- tion
1	2	3	4

(i) Candidates of recognised National and State political parties.

(ii) Candidates of registered political parties.
(other than recognised National and State political parties).

(iii) Other candidates.

Place

Date *Returning Officer*

* Appropriate particulars of the election to be inserted here.

** Strike off the inappropriate alternative.

@ Applicable in the case of candidates mentioned under categories (i) and (ii) above.

N. B. Under col. 1 above, the serial numbers of candidates of all the three categories shall be given consecutively and not separately for each category."

f) for Forms 7A and 7B the following Forms shall be substituted, namely:—

"FORM 7A

(See rule 10(1))

List of Contesting Candidates

Election to the House of the People/Legislative Assembly from the constituency.

Sl. No.	Name of candidate	Address of candidate	*Party affiliation	Symbol allotted
1	2	3	4	5

(i) Candidates of recognised National and State political parties.

(ii) Candidates of registered political parties
(other than recognised National and State political parties).

(iii) Other candidates

Place

Date *Returning Officer*

* Applicable in the case of candidates mentioned under categories (i) and (ii) above.

N. B. Under col. 1 above, the serial numbers of candidates of all the three categories shall be given consecutively and not separately for each category.

FORM 7 B

(See rule 10 (1)]

List of contesting candidates

Election to the.....

S. No.	Name of candidate	Address of candidate	**Party affiliation
1	2	3	4

(i) Candidates of recognised National and State political parties.

(ii) Candidates of registered political parties
(other than recognised National and State political parties).

(iii) Other candidates

Place

Date *Returning Officer*

Here insert one of the following alternatives as may be appropriate:—

(1) Council of States by the elected members of the Legislative Assembly of (State).

(2) Council of States by the members of the electoral college (Union Territory).

(3) Legislative Council of (State), by the members of the Legislative Assembly.

(4) Legislative Council of (State), from the Constituency.

** Applicable in the case of candidates mentioned under categories (i) and (ii) above.

N. B.— Under Col. 1 [above, the serial numbers of candidates of all the three categories shall be given consecutively and not separately for each category.]

Department of Law & Judiciary

Legal Affairs Division

Notification

10-4-99/LA-IV

The following Notification received from the Government of India, Ministry of Law, Justice and Company Affairs (Legislative Department), New Delhi, bearing No. G. S. R. 230(E) dated 30-3-1999 is hereby published for the general information of the public.

P. V. Kadneker, Joint Secretary (Law).

Panaji, 14th June, 1999.

MINISTRY OF LAW, JUSTICE AND COMPANY
AFFAIRS
(Legislative Department)

Notification

New Delhi, the 30th March, 1999

G. S. R. 230(E).— The following Order made by the President is published for general information:—

“C. O. 172”

THE CONSTITUTION (DISTRIBUTION OF
REVENUES) No. 2 ORDER, 1999

In exercise of the powers conferred by article 275 of the Constitution the President after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 2 Order, 1999.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 1998, as grants-in-aid of the revenues of—

(a) each of the States specified in column (1) of the Table below, the sums specified against it in column (2) of the said table towards grants for Panchayat Raj Institutions:—

Table

State	Rupees in lakhs
1	2
Karnataka	4158.00
Kerala	4470.00
Madhya Pradesh	12304.25
Mizoram	128.50
Rajasthan	5327.00
Sikkim	24.00
Tamil Nadu	7184.00
Uttar Pradesh	23735.00

Provided that the sums specified above shall be paid to the Panchayati Raj Institutions in the said financial year by

a State Government and these sums shall be in addition to the sums flowing to the Panchayati Raj Institutions from the State Government:

Provided further that the sums specified above shall be expended by Panchayati Raj Institutions as per the recommendations of the Tenth Finance Commission contained in Chapter X of its report and in the revised guidelines issued by the Central Government for utilisation of the grants from that Government to the State Governments in this regard;

(b) each of the State specified in column (1) of the Table below, the sums specified against it in column (2) of the said table towards grants for Urban Local Bodies:—

Table

State	Rupees in lakhs
1	2
Haryana	414.00
Karnataka	1316.25
Kerala	1113.00
Madhya Pradesh	386.25
Mizoram	16.75
Orissa	717.00
Rajasthan	1349.00
Tamil Nadu	2806.00
Uttar Pradesh	3787.25
West Bengal	5264.00

Provided that the sums specified above shall be paid to the Urban Local Bodies in the said financial year by a State Government and these sums shall be in addition to the sums flowing to the Urban Local Bodies from the State Government:

Provided further that the sums specified above shall be expended by Urban Local Bodies in terms of the recommendations of the Tenth Finance Commission as contained in Chapter X of its report and in the revised guidelines issued by the Central Government for utilisation of the grants from that Government to the State Governments in this regard.

(2) Any sum or sums payable under sub-paragraph (1) shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

K. R. NARAYANAN,
President.

[F. No. 19(2)/99-L. 1.]
RAGHBIR SINGH, Secy.